

**MINUTES  
CITY OF UNION CITY  
CITY COUNCIL/REDEVELOPMENT AGENCY MEETING**

**TUESDAY, JULY 13, 2010  
7:00 P.M.**

**COUNCIL CHAMBERS  
34009 ALVARADO NILES ROAD**

***A SPECIAL MEETING PRECEDED THE REGULAR MEETING AT 6:00 P.M.***

**I. CALL TO ORDER**

Mayor Green called the meeting to order at 7:03 p.m.

I.a Pledge of Allegiance

A Cub Scout color guard formation presented the colors and led the salute to the flag.

I.b Roll Call

Present: Councilmembers Dutra-Vernaci, Fernandez and Navarro, Vice Mayor Valle, Mayor Green  
Absent: None

**II. UNFINISHED BUSINESS - None**

**III. PROCLAMATIONS AND PRESENTATIONS - None**

**IV. ORAL COMMUNICATIONS**

Steve Soderstrom, a member of the East Bay Regional Park District Advisory Committee, extended an invitation to work collaboratively with staff on flatlands issues and the outstanding matter regarding the stable located on park district property. Deputy City Manager Acosta stated assistance from elected officials would be needed to stimulate interest from county and district agencies regarding proposed uses.

Mr. Soderstrom expressed disappointment in the manner in which Union City Police handled a recent call to his residential complex, because some individuals provoking a disturbance were not removed from the property. Police Chief Stewart stated staff would follow-up with Mr. Soderstrom but noted gated communities are no longer considered public property.

Barry Ferrier announced a South County Transportation forum was scheduled for 6:30 p.m. on Thursday, July 15, 2010, at the Ruggieri Senior Center.

Mr. Cornelius expressed concern about speeding traffic, and cars failing to stop, on Royal Ann Drive. Police Chief Stewart stated resources are limited for monitoring traffic issues on a daily basis.

## V. CONSENT CALENDAR

It was moved by Councilmember Dutra-Vernaci, seconded by Councilmember Fernandez, to approve Consent Calendar Items 5.a through 5.f as recommended by staff. Motion carried unanimously.

- 5.a Waived Further Reading of Proposed Ordinance (This permits reading the title only in lieu of reciting the entire text of any proposed Ordinance)
- 5.b Approved Minutes for the Special and Regular Meetings of June 29, 2010
- 5.c Adopted **Resolution No. 4019-10** Canceling the Regularly Scheduled City Council Meeting of August 10, 2010
- 5.d Adopted **Resolution No. 4021-10** Re-appointing Irene Wolfe and Naomi Aylesworth to the Senior Commission
- 5.e Adopted **Resolution No. 4020-10** Awarding Contract to G. Bortolotto & Company, Inc. for the 2010 Pavement Rehabilitation Project, City Project No.10-05
- 5.f Adopted **Resolution No. 4022-10** Approving the Final Engineer's Annual Levy Report for the Landscape and Lighting Maintenance District No. 3, Fiscal Year 2010-11

## VI. PUBLIC HEARINGS - None

## VII. CITY MANAGER REPORTS

- 7.a Second Reading and Adoption of an Ordinance Amending Chapter 5.16, Business Licenses and Regulations, Licenses--Procedures for Issuance, Section 5.16.010, Branch Establishment, To Exclude Residential Properties (Introduced June 29, 2010)

City Manager Cheeves presented the staff report and responded to questions from Councilmembers.

It was moved by Vice Mayor Valle, seconded by Councilmember Dutra-Vernaci, to waive reading the full text of the ordinance, conduct the second reading or the ordinance by title only, and adopt **Ordinance No. 733-10** Amending Chapter 5.16, Business Licenses and Regulations, Licenses – Procedures for Issuance, Section 5.16.010, Branch Establishment, to Exclude Residential Properties. Motion carried unanimously.

- 7.b Energy Audit Report for City Facilities (*Item 7.b was heard immediately following Item 7.c*)

Public Works Director Cheng presented the staff report and responded to questions from Councilmembers.

The following speakers from Chevron Energy Solutions, Inc. responded to questions from Councilmembers: Craig Shulenberger, Allyson Gipson, and Raymond Wong.

Barry Ferrier expressed concern about the quick pace with which this issue is progressing, and the need for a comparison of lighting technologies.

Councilmembers provided feedback and comment.

Staff will return on July 27, 2010, to present further information, including a detailed breakdown of charts indicating costs and savings.

- 7.c Adopt a Resolution of the City Council of the City of Union City Designating the Voting Delegate and Alternate Voting Delegate for the League of California Cities Annual Conference September 15-17, 2010, in San Diego (*Item 7.c was heard immediately following Item 7.a*)

It was moved by Councilmember Dutra-Vernaci, seconded by Councilmember Fernandez, to adopt **Resolution No. 4023-10** Designating Councilmember Dutra-Vernaci as the Voting Delegate, and Councilmember Fernandez as the Alternate Voting Delegate, for the League of California Cities Annual Conference September 15-17, 2010, in San Diego. Motion carried unanimously.

**VIII. REDEVELOPMENT AGENCY - None**

**IX. AUTHORITIES AND AGENCIES - None**

**X. CITY COMMISSION/COMMITTEE REPORTS - None**

**XI. SECOND ORAL COMMUNICATIONS - None**

**XII. SCHEDULED ORAL COMMUNICATION - None**

**XIII. ITEMS REFERRED BY COUNCIL**

- 13.a Oral Reports by Mayor and Councilmembers on meetings of County or Regional Boards and Commissions

Councilmember Dutra-Vernaci stated the July meeting of the Housing Commission was moved to July 28, 2010.

Councilmember Dutra-Vernaci stated the League of California Cities meeting was scheduled for July 15, and Union City Chamber of Commerce Executive Director Dana Hernandez would be accompanying her to the meeting.

Councilmember Navarro stated he would be attending an Oakland Airport Noise Forum meeting on July 21.

Mayor Green reported ABAG and ACTC had received outstanding candidates to consider for their Executive Director positions.

Mayor Green provided an update on WMA grants for energy retrofitting of homes by May 2013.

- 13.b Referral from Vice Mayor Valle Regarding Placement of Speed Bumps in Residential Neighborhoods

Vice Mayor Valle stated residents on Royal Ann Drive had expressed concern about speeding on Royal Ann Drive. Vice Mayor Valle requested consideration of scheduling

a discussion at a future Council meeting regarding the installation of speed bumps in residential neighborhoods.

City Manager Cheeves stated a comprehensive review would be needed, one which would include all residential neighborhoods throughout the City. City Manager Cheeves requested staff be permitted to return in October with a comprehensive report, noting impending engineering staffing reductions and the fact the City is in the height of the building season when remaining engineers are needed on projects. Mayor Green recommended staff check with the CMA to see if some of this information might already be available in CMA files. City Manager Cheeves stated Public Works had scheduled work for slurry seal applications over the summer, including intensive striping, double yellow lines, and rumble strips, all of which have proven to be deterrents to speeders. Councilmembers provided comment.

#### **XIV. GOOD OF THE ORDER**

Councilmember Fernandez commented about the trees on Rocklin, noting they had been cut down to stumps. Public Works Director Cheng stated staff had examined the trees, determined they were unhealthy, and had cut them down. Public Works Director Cheng stated staff would be returning to remove the stumps and replant the median strip with healthy trees.

Councilmember Navarro stated he had attended the Farmers Market and noted the tree near the gazebo was very brown.

Councilmember Navarro stated he and Mayor Green had driven around the City on the 4<sup>th</sup> of July, and commented the City looked like a war zone between 9 pm and 10 pm.

Councilmember Dutra-Vernaci stated she had accompanied the Police Chief around town on the 4<sup>th</sup> of July, and had witnessed fewer illegal fireworks displays than the previous year, but acknowledged they had heard numerous reports of illegal fireworks.

Vice Mayor Valle stated the school district was doing a commendable job in monitoring the cleanup efforts at the high school parking lot following scheduled events.

Mayor Green stated he and Councilmember Navarro had observed and reported 18 instances of illegal fireworks, and suggested the known areas be monitored in the future.

Mayor Green stated the American Lung Association had rated communities on lung-related illnesses, and Union City had received a D rating while Albany and Richmond had each received an A rating. Mayor Green requested staff review a number of proposals adopted by other cities such as requiring a business license fee for establishments selling tobacco; a percentage of apartment units designated as smoke free; prohibiting smoking in city parks; et cetera.

Mayor Green adjourned the regular meeting to closed session at 8:39 p.m.

**XV. CLOSED SESSION**

15.a **CLOSED SESSION – CONFERENCE WITH LABOR NEGOTIATORS**

(Pursuant to Government Code Section 54957.6)

Agency designated representatives:

Larry Cheeves

Tony Acosta

Rich Digre

Employee organizations:

Management Employees Group (MEG)

Professional Employees Group (PEG)

Service Employees International Union, Local 1021 (SEIU)

Union City Police Officer's Association (UCPOA)

**XVI. ADJOURNMENT**

Mayor Green adjourned the closed session at 8:45 p.m. with no reportable action.

Respectfully submitted,

Renee Elliott  
City Clerk